Atty. Dkt. No. 030481-01

N THE WITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Dan AKERFELDT et al

Title:

A TOOL, A SEALING

DEVICE, A SYSTEM AND A METHOD FOR CLOSING

A WOUND

Appl. No.:

10/018,137

Appl. Filing Date:

03/20/2002

Examiner:

P. Roberts

Art Unit:

3731

385.00 OP

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. This RCE and the enclosed items listed below are being filed prior to the earliest of: (1) payment of the issue fee (unless a petition under 37 C.F.R. § 1.313 is granted); (2) abandonment of the application; or (3) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. §141, or the commencement of a civil action under 35 U.S.C. §145 or §146 (unless the appeal or civil action is terminated).

# 1. Submission required under 37 C.F.R. §1.114: (check items that apply)

00000121	10018137
	considered.
[]	Please consider the Affidavit(s)/Declaration(s) previously filed on but no
[]	Please enter and consider the amendment/reply previously filed on
a. Flev	Tousiy submitted.

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07/06/2004 HVUONG1

[]	Please consider the arguments in the Appeal Brief or Reply Brief under 37						
	C.F.R. § 1.116 previously filed on						
[]	Other						
b. Enc	b. Enclosed are:						
[ <b>X</b> ]	Amendment/Reply.						
[]	Affidavit(s)/Declaration(s).						
[]	Information Disclosure Statement.						
[]	Form PTO-1449 with copies of listed reference(s).						
[]	Other.						
_							

#### Miscellaneous:

[ ] Suspension of action of the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_ months.

The filing fee is calculated below:

	Claims as Amended		Previously Paid For		ra Claims sent		Rate		Fee Totals
RCE Fee 1.17(e):							\$770.00	=	\$770.00
Total Claims:	22	-	24	= 0		x	\$18.00	=	\$0.00
Independents	6	-	6	= 0		x	\$86.00	=	\$0.00
First p	resentation o	f any	Multiple D	Depende	nt Claims:	+	\$290.00	=	\$0.00
					CLAIMS	FEE	E TOTAL:	=	\$770.00

[ ] Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[]	Extension for response filed within the first month:	\$110.00	0	\$0.00		
[]	Extension for response filed within the second month:	\$420.00		\$0.00		
[]	Extension for response filed within the third month:	\$950.00		\$0.00		
[]	Extension for response filed within the fourth month:	\$1,480.00		\$0.00		
[]	Extension for response filed within the fifth month:	\$2,010.00		\$0.00		
		\$0.00				
	-	\$0.00				
		\$0.00				
	CLAIMS AND EXTENSION FEE TOTAL:					
[X]	Small Entity Fees Apply (subtract 1/2	of above):		\$385.00		
[]	Suspension of action requested under 37 C.F.R.	§ 1.103(c)		\$0.00		
	TO	TAL FEE:		\$385.00		

- [ ] Please charge Deposit Account No. 19-0741 in the amount of \$385.00. A duplicate copy of this transmittal is enclosed.
- [X] A check in the amount of \$385.00 to cover the filing fee is enclosed.
- [X] The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

FOLEY & LARDNER LLP

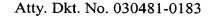
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By

Martin J. Cosenza Attorney for Applicant Registration No. 48,892





### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Dan AKERFELDT et al

Title: A TOOL, A SEALING DEVICE, A

SYSTEM AND A METHOD FOR

**CLOSING A WOUND** 

Appl. No.: 10/018,137

Filing Date: 03/20/2002

Examiner: P. Roberts

Art Unit: 3731

## AMENDMENT AND REPLY FILED WITH RCE

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Final Office Action dated April 28, 2004, concerning the above-referenced patent application.

Please amend the application as follows: